

Joseph A. Boyle  
Vincent P. Rao  
Steven J. Moore (*Pro Hac Vice*)  
James M. Moriarty (*Pro Hac Vice*)  
KELLEY DRYE & WARREN LLP  
200 Kimball Drive  
Parsippany, New Jersey 07054  
(973) 503-5900  
*Attorneys for Defendant*  
*Zydus Pharmaceuticals USA, Inc. and*  
*Cadila Healthcare, Limited*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

TAKEDA PHARMACEUTICAL  
COMPANY LIMITED, TAKEDA  
PHARMACEUTICALS NORTH  
AMERICA, INC., TAKEDA  
PHARMACEUTICALS LLC,  
TAKEDA PHARMACEUTICALS  
AMERICA, INC., and ETHYPHARM,  
S.A.,

Plaintiffs,

v.

ZYDUS PHARMACEUTICALS USA  
INC. and CADILA HEALTHCARE  
LIMITED,

Defendants.

CIVIL ACTION NO:  
3:10-CV-01723-JAP-TJB

Return Date: July 16, 2012

**Oral Argument Requested**

**ORDER GRANTING  
DEFENDANTS' MOTION FOR  
RECONSIDERATION OF ORDER  
DENYING-IN-PART LEAVE TO  
AMEND PRELIMINARY  
INVALIDITY AND NON-  
INFRINGEMENT CONTENTIONS**

This matter having come before the Court by motion of Defendants Zydus Pharmaceuticals, USA, Inc. and Cadila Healthcare, Limited (collectively "Zydus" or "Defendants") for Reconsideration of Order Denying-in-Part Leave to Amend

Preliminary Invalidity and Non-infringement Contentions, and the Court having reviewed the submissions of counsel for good cause shown,

**IT IS HEREBY ORDERED** that Defendant's motion for reconsideration of the June 11, 2012 Order and Opinion (Docket No. 192) is hereby granted; and

**IT IS FURTHER ORDERED** that the June 11, 2012 Order and Opinion are hereby vacated; and

**IT IS FURTHER ORDERED** that a copy of this Order shall be served on Plaintiffs' counsel via ECF.

DATED: July \_\_, 2012

SO ORDERED:

---

Hon. Tonianne J. Bongiovanni, U.S.D.J.